

AMENDED

Serial No.

44690

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office 987-2-6-1981 NEW PRIORITY DATE FEB-21-1984
JAN 29 1982 NEW PRIORITY DATE DEC 11 1985

Returned to applicant for correction.....
 Corrected application filed FEB 5 1982 Map filed FEB 5 1982

The applicant G. Ted Sowlakis
P. O. Box 66689 of Scotts Valley,
Calif. 95060 Street and No. or P.O. Box No. City or Town
State and Zip Code No. hereby make^s application for permission to change the
Point of Diversion
Point of diversion, manner of use, and/or place of use
#41435
 of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 5.0 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for -----
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point within the NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 22, T 19 N
Describe as being within a 40-acre subdivision of public survey and by course and
R 47 E, MDB&M at a point that bears N 43° 48' 03" E a distance of 1870.73
distance to a section corner. If on unsurveyed land, it should be stated.
feet from the SW corner of said Sec. 22.
6. The existing permitted point of diversion is located within NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 22, T 19 N, R 47 E,
If point of diversion is not changed, do not answer.
MDB&M at a point from which the NW corner of said Section 22 bears N 45° 02' W
a distance of 141.42 feet.
7. Proposed place of use W $\frac{1}{2}$ of Section 22, T 19 N, R 47 E, MDB&M 320 acres
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use W $\frac{1}{2}$ of Section 22, T 19 N, R 47 E, MDB&M 320 acres
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from Jan 1st to Dec. 31st of each year.
Month and Day Month and Day
10. Use was permitted from Jan 1st to Dec. 31st of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drill and case well, equipped with deep
State manner in which water is to be diverted, i.e. diversion structure, ditches,
well turbine pump, ditches and laterals to place of use.
pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$10,000
13. Estimated time required to construct works 5 years

14. Estimated time required to complete the application of water to beneficial use 5 years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Lowell D. Emery, SWRS 536
 By s/Lowell D. Emery
 P. O. Box 84
 Fallon, Nevada 89406

Compared bl/bc bt/bl

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 41435 is issued subject to the terms and conditions imposed in said Permit 41435 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.0 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before September 10, 1983

Proof of completion of work shall be filed before October 10, 1983

Application of water to beneficial use shall be made on or before September 10, 1986

Proof of the application of water to beneficial use shall be filed on or before October 10, 1986

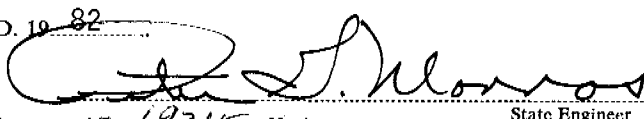
Map in support of proof of beneficial use shall be filed on or before October 10, 1986

Completion of work filed SEP 17 1996 IN TESTIMONY WHEREOF, I, PETER G. MORROS,
 State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed..... my office, this 18th day of NOVEMBER

Cultural map filed.....

Certificate No..... Issued.....

A.D. 19 82

 Abrogated By 69315 5.0 State Engineer

2407 (Rev. 6-81)

~~CANCELLED~~ FEB 10 1984 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

NOV 15 1985

~~CANCELLED~~ BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER

Cancellation received 1-21-86